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Renata Hesse Trial Attorney Antitrust Division Department of Justice 601 D Street NW, Suite 1200 Washington, DC 20530

Sent via fax to (202) 616-9937

Dear Ms. Hesse:

Last November, Microsoft Corporation and the Department of Justice reached an historic settlement of what has been a protracted and expensive lawsuit. It is now time for the Court to dismiss all remaining complaints against Microsoft and let the consumer be the final judge as to whether Microsoft has harmed them.

The choice seems to be clear. Either the Court accepts the settlement and competitors continue to innovate, or the Court orders the continuation of the lawsuits and competitors continue to litigate. If the latter course is taken, Microsoft will not be the big loser—it will be the consumer.

What is the motivation to continue the lawsuit? Is it driven by competitors who haven't been as innovative as Microsoft and are afraid of losing their share of the market? Shouldn't the legal eye of the Court and the remaining 9 state attorneys general be trained at the market tactics of Microsoft's competitors? Surely, you will find some unsavory market practices in their portfolios—or, if nothing else, they most certainly appear guilty of "obstructing" the advancement of technology in America's marketplace.

I encourage the Court to stop this costly charade by Microsoft's competitors and let them all get back to true competition where it counts most—in the marketplace.

Sincerely,

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